

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

#### DIVISION FOUR

HAZELCREST III	)	ED102806
CONDOMINIUM ASSOCIATION,	)	
	)	
Respondent,	)	Appeal from the Circuit Court of
	)	St. Louis County
v.	)	12SL-CC04546
	)	
FRANK BENT,	)	Honorable John D. Warner Jr.
	)	
Appellant.	)	Filed: July 12, 2016

Following a bench trial, Frank Bent ("Defendant") now appeals the trial court's judgment finding for Hazelcrest III Condominium Association ("Plaintiff") in their action for breach of contract and negligence. Both counts stem from a sewer backup that damaged two units located within Plaintiff's condominium complex. The judgment of the trial court is affirmed.

AFFIRMED.

Division Four Holds: Plaintiff presented sufficient evidence to support their claims, and the judgment was not against the weight of the evidence. Further, the trial court did not abuse its discretion in granting two of Plaintiff's motions in limine, nor did it abuse its discretion in granting Plaintiff's request for attorney's fees.

Opinion by: Lisa P. Page, J.

Sherri B. Sullivan, P.J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: Christopher B. Bent and Christopher C. Enger

Attorney for Respondent: Sheila Greenbaum, Stephen G. Davis, and S. Todd Hamby

<p><b>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</b></p>
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